

Patent
718149.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Harold P. Amann

Serial No.: 10/064,898

Filed: August 27, 2002

Issued Patent No: 6,866,700

For: FILTER HOUSING ASSEMBLY
FOR USE IN OXYGEN
CONCENTRATORS AND OTHER
COMPRESSORS

Examiner: Greene, Jason M.

Group Art Unit: 1724

Attorney Docket No.: 718149.2

Customer No.: 027128

Confirmation No.: 7976

PETITION TO CORRECT ASSIGNEE UNDER 37 CFR 1.183 AND
REQUEST FOR ISSUANCE OF CERTIFICATE OF CORRECTION
UNDER 37 CFR 1.323

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests that the name of the Assignee associated with U.S. Patent No. 6,866,700 be corrected due to an error which occurred during payment of the issue fee. The application which matured into U.S. Patent No. 6,866,700 was duly assigned to Home Health Medical Equipment Incorporated d/b/a AG Industries located at 239 Seibold Spur, Fenton, Missouri 63026 prior to issuance of the above-referenced patent on March 15, 2005. A photocopy of this Assignment document which was duly recorded on August 27, 2002 at Reel/Frame 013027/0260 is attached hereto along with the Notice of Recordation of the Assignment Document. Applicant's attorney, when paying the issue fee and forwarding the issue fee transmittal form inadvertently identified the incomplete name of the assignee (AG Industries)

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STLD01-1158325-1

on the fee transmittal form. Applicant's attorney's failure to include the correct assignee (Home Health Medical Equipment Incorporated d/b/a AG Industries) at that time on the PTOL-85B form was inadvertent.

Applicant's attorney therefore respectfully requests that 37 CFR 3.81(a) be waived so as to permit the correct name of the assignee to be provided. Applicant's attorney is therefore respectfully requesting that the current assignee, Home Health Medical Equipment Incorporated d/b/a AG Industries, be identified in a Certificate of Correction under 37 CFR 1.323 to correct the assignee.

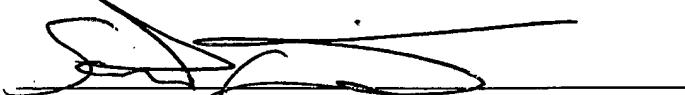
Applicant's attorney is enclosing herewith a Certificate of Correction accompanied by the appropriate fee set forth in Section 1.20(a) as well as the processing fee set forth in §1.17(i) correcting the assignee from AG Industries to Home Health Medical Equipment Incorporated d/b/a AG Industries.

Applicant's attorney is also requesting that the file for the above-referenced patent be forwarded to the Certificate of Correction Branch for issuance of the enclosed Certificate of Correction, if this Petition is granted.

If there are any questions regarding this Petition and Request for Issuance of A Certificate of Correction to Change Assignee under 37 CFR 1.323, please contact the undersigned attorney for Applicant as soon as possible.

Date: 7 Apr 05

Respectfully submitted,



Samuel DiGiovamo
Reg. No. 29,915
Blackwell Sanders Peper Martin LLP
720 Olive Street, Suite 2400
St. Louis, MO 63101
314-345-6000
ATTORNEYS FOR APPLICANT

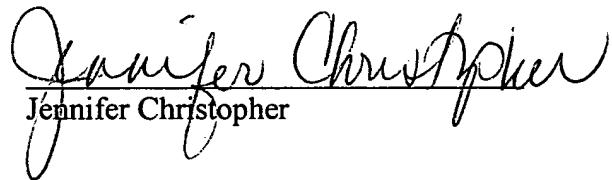


PATENT
718149.2

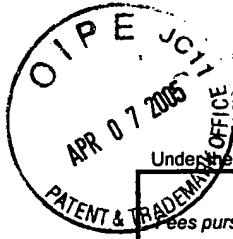
CERTIFICATE OF EXPRESS MAILING

Express Mail Label No.: EV554056085US

I hereby certify that this correspondence regarding a Petition To Correct Assignee Under 37 CFR 1.183 and Request For Issuance Of Certificate Of Correction Under 37 CFR 1.323 for U.S. Patent No. 6,866,700 is being deposited with the United States Postal Service as Express Mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop Petitions, P.O. Box 1450, Alexandria, VA 22313, on April 7, 2005.



Jennifer Christopher



Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 100.00)
Complete if Known

Application Number	10/064,898
Filing Date	August 27, 2002
First Named Inventor	Harold P. Amann
Examiner Name	Greene, Jason M.
Art Unit	1724
Attorney Docket No.	718149.2

METHOD OF PAYMENT (check all that apply)
 Check Credit Card Money Order None Other (please identify): _____

 Deposit Account Deposit Account Number: 11-0160 Deposit Account Name: Blackwell Sanders Peper Martin

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s)	<input checked="" type="checkbox"/> Credit any overpayments
under 37 CFR 1.16 and 1.17	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent

Small Entity
Fee (\$)

Fee (\$)
25

Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent

200	100
360	180

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=				
HP = highest number of total claims paid for, if greater than 20						

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP =	x	=	
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HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity)

for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

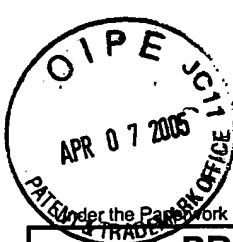
Non-English Specification, \$130 fee (no small entity discount)

Other: 1.20(a) Certificate of Correction \$100.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 29,915	Telephone 314-345-6000
Name (Print/Type)	Samuel DiGirolamo		Date <u>TAPE 05</u>

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



**PROCESSING FEE
Under 37 CFR 1.17(i)
TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/064,898
Filing Date	August 27, 2002
First Named Inventor	Harold P. Amann
Art Unit	1724
Examiner Name	Greene, Jason M.
Attorney Docket Number	718149.2

Enclosed is a paper filed under 37 CFR 3.81 that requires a processing fee (37 CFR 1.17(i)).

Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entity amounts are NOT available for the petition fees)

The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 11-0160 :

processing fee under 37 CFR 1.17(i) any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

Check in the amount of _____ is enclosed.

Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Processing Fees under 37 CFR 1.17(i): Fee \$130 Fee Code 1808 for all,
Except for § 1.221 papers (Fee Code 1803)**

For papers filed under:

§ 1.28(c)(3) - for processing a non-itemized fee deficiency based on an error in small entity status.

§ 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.

§ 1.48 - for correcting inventorship, except in provisional applications.

§ 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.

§ 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).

§ 1.55 - for entry of late priority papers.

§ 1.99(e) - for processing a belated submission under § 1.99.

§ 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).

§ 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).

§ 1.103(d) - for requesting deferred examination of an application.

§ 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.

§ 1.221 - for requesting voluntary publication or republication of an application. Fee Code 1803

§ 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.

§ 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.

§ 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.

Signature

Samuel Digirolamo

Typed or printed name

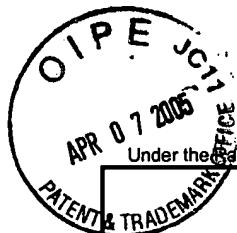
Date

29,915

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PROCESSING FEE Under 37 CFR 1.17(i) TRANSMITTAL (Fees are subject to annual revision)		Application Number 10/064,898
		Filing Date August 27, 2002
		First Named Inventor Harold P. Amann
		Art Unit 1724
		Examiner Name Greene, Jason M.
		Attorney Docket Number 718149.2

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Payment of Fees (small entity amounts are NOT available for the petition fees) The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 11-0160 : processing fee under 37 CFR 1.17(i) any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

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- § 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.
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- § 1.55 - for entry of late priority papers.
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- § 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
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Samuel Digirolamo

Typed or printed name

7 APR 05

Date

29,915

Registration No., if applicable

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**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO : 6,866,700

DATED : March 15, 2005

INVENTOR(S) : Harold P. Amann

It is certified that errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In item (73), on page 1 of the patent, delete "AG Industries, Fenton, MO" and replace with - - Home Health Medical Equipment Incorporated d/b/a AG Industries, Fenton, MO - -

MAILING ADDRESS OF SENDER:

Samuel Digirolamo, Esq.
Blackwell Sanders Peper Martin
720 Olive, 24th Floor
St. Louis, MO 63101

PATENT NO.

6,866,700

No. of additional copies

-1-

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**UNITED STATES PATENT AND TRADEMARK OFFICE
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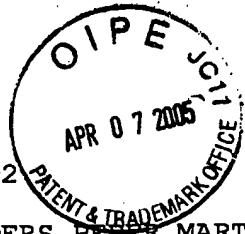
MAILING ADDRESS OF SENDER:

Samuel Digirolamo, Esq.
Blackwell Sanders Peper Martin
720 Olive, 24th Floor
St. Louis, MO 63101

PATENT NO.
6,866,700

No. of additional copies
-1-

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



AUGUST 28, 2002

PTAS

BLACKWELL SANDERS PEPPER MARTIN LLP
720 OLIVE STREET
SUITE 2400
ST. LOUIS, MO 63101

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

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800003328A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/27/2002

REEL/FRAME: 013027/0260
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

AMANN, HAROLD P.

DOC DATE: 08/17/2002

ASSIGNEE:

HOME HEALTH MEDICAL EQUIPMENT
INCORPORATED D/B/A AG INDUSTRIES
239 SEEBOLD SPUR
FENTON, MISSOURI 63026

SERIAL NUMBER: 10064898

FILING DATE:
ISSUE DATE:

PATENT NUMBER:

MARCUS KIRK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

AC Version 1.1.0

08 7/2002
800003328

StyleSheet Version: 1.1.0

PATENT ASSIGNMENT

SUBMISSION TYPE: NEW ASSIGNMENT**APPLICATION NUMBER**
10/064898**NATURE OF CONVEYANCE: ASSIGNMENT OF ASSIGNOR'S INTEREST****CONVEYING PARTY DATA****Name:** Amann, Harold P.**Execution Date:** 08/17/2002**RECEIVING PARTY DATA****Name:** Home Health Medical Equipment Incorporated d/b/a AG Industries**Street Address:** 239 Seibold Spur**Internal Address:****City:** Fenton**State:** MISSOURI**Country:****Postal Code:** 63026

The USPTO, Office of Public Records, will send correspondence
via facsimile to **FAX NUMBER:** 314-345-6060

CORRESPONDENCE DATA:*Correspondence will be sent via US Mail when a fax number**has not been provided or the fax attempt is unsuccessful.*

When the customer number has been provided, the Office of Public Records
will obtain the correspondence data from the official record on file at the USPTO.

CUSTOMER NUMBER: 027128**NAME OF PERSON SIGNING:** Samuel Digirolamo**DATE SIGNED:** 08/27/2002**Total Attachments:** 2source="ASSIGN1.tif"
source="ASSIGN2.tif"

ASSIGNMENT

WHEREAS, Harold P. Amann, a resident of Sunset Hills, Missouri (hereinafter referred to as "Assignor"), is the inventor of a certain new and useful invention relating to FILTER HOUSING ASSEMBLY FOR USE IN OXYGEN CONCENTRATORS AND OTHER COMPRESSORS for which Assignor is about to make application for Letters Patent in the United States; and

WHEREAS, Assignor is the owner and in full possession of the entire right, title and interest in and to said invention and in and to any and all Letters Patent that may be granted therefor; and

WHEREAS, Home Health Medical Equipment Incorporated d/b/a AG Industries, a corporation duly organized under the laws of the State of Missouri, (hereinafter referred to as "Assignee"), having its principal office and place of business at 239 Seibold Spur, Fenton, Missouri 63026, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any and all Letters Patent that may be granted therefor; and

NOW, THEREFORE, for and in consideration of the sum of One Dollar (U.S. \$1.00) and other valuable considerations to Assignor paid by said Assignee, receipt of which is hereby acknowledged, Assignor does hereby sell, assign and transfer unto said Assignee, the entire right, title and interest in and to said invention and in and to any and all Letters Patent, both United States and foreign, that may be granted therefor, together with any and all continuations, divisions, or reissues, and Assignor does hereby authorize and request the United States Commissioner of Patents and Trademarks to issue in accordance with this Assignment any and all Letters Patent that may be granted, either on said application or otherwise for said invention.

IN WITNESS WHEREOF, Assignor has hereunto set his hand and seal.

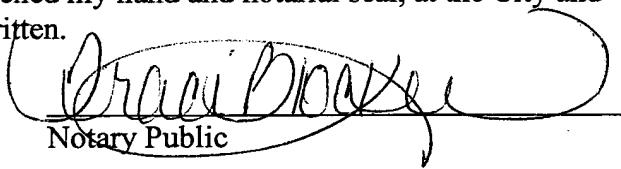
Dated: 8/17/02

Harold P. Amann
Harold P. Amann

STATE OF Missouri)
CITY OF St. Louis)
ss.

On this 17 day of August, 2002, before me, the undersigned, a Notary Public within and for the City and State aforesaid, personally appeared Harold P. Amann to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

In Witness Whereof, I have hereunto attached my hand and notarial seal, at the City and State aforesaid on the day and year last above written.


Notary Public

My Commission Expires: 11/13/04

TRACI BLOCKER
NOTARY PUBLIC - NOTARY SEAL
STATE OF MISSOURI, ST. LOUIS COUNTY
MY COMMISSION EXPIRES: NOVEMBER 13, 2004